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DATE: February 8, 2005

TO: Examiner Jonas N. Strickland
Group Art Unit 1754

FAX #: 703-872-9306

PHONE #: 703-306-5692

Application No.: 09/757,519
Applicant: HORNE et al.
Due Date:

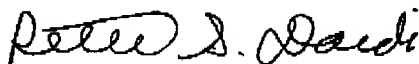
NEW REF.: 3132.07US02
OLD REF.: 2950.33US02

FROM: Peter S. Dardi, Ph.D.
PHONE #: (612) 349-5746

Attached please find the following document for filing in the above-identified patent application:

- 1) Notice Under 37 C.F.R. § 41.8(a)

Sincerely,




Peter S. Dardi, Ph.D.
Reg. No. 39,650

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 703-872-9306 on the date shown below thereby constituting filing of same.

February 8, 2005
Date


Peter S. Dardi

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PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 3132.07US02

Horne et al.

Confirmation No.: 8679

Application No.: 09/757,519

Examiner: J. N. Strickland

Filed: January 9, 2001

Group Art Unit: 1754

For: METAL VANADIUM OXIDE PARTICLES

NOTICE UNDER 37 C.F.R. § 41.8(a)

Mail Stop Appeal Brief
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Appellants are hereby providing notice of a change in real party in interest and identification of a potentially related administrative proceeding. Applicants note that due to lost papers in the Patent Office this application incorrect became abandoned. A Notice of Recinded Abandonment was mail by the Patent Office on February 1, 2005.

Real Party in Interest

In the Appeal Brief filed on August 20, 2003, the real party in interest was identified as NanoGram Corporation. On December 17, 2003, an assignment was executed transferring ownership from NanoGram Corporation to NanoGram Devices Corporation, although NanoGram Corp. may have retained certain licensed rights. NanoGram Devices Corporation merged with a wholly owned subsidiary of Wilson Greatbatch Technologies, Inc. on March 16, 2004. The transfer of ownership of this patent application to Wilson Greatbatch Technology, Inc. was confirmed in a document dated June 17, 2004.

Potentially Related Administrative Proceeding

Pending U.S. Patent application 09/606,884 is presently on appeal. This patent application is assigned to NanoGram Corporation, although Wilson Greatbatch Technology, Inc. may have certain rights to this patent application as a licensee. It is noted that application 09/606,884 have claims on appeal that stand rejected over one of the same cited references (U.S. Patent 5,549,880 to Koksang) in the present appeal.

Respectfully submitted,



Peter S. Dardi, Ph.D.
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Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

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